

## LIST OF EXHIBITS AND WITNESSES

[illegible]

1 ANDRÉ BIROTTE JR.  
United States Attorney  
2 ROBERT E. DUGDALE  
Assistant United States Attorney  
3 Chief, Criminal Division  
BRANDON D. FOX (Cal. Bar No. 290409)  
4 Deputy Chief, Public Corruption and Civil Rights  
LIZABETH ANN RHODES (Cal. Bar No. 155299)  
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11 Attorneys for Plaintiff  
UNITED STATES OF AMERICA

12 UNITED STATES DISTRICT COURT

13 FOR THE CENTRAL DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 JAMES SEXTON,

18 Defendant.

No. CR 13-819-PA

GOVERNMENT'S WITNESS LIST

[18 U.S.C. § 371: Conspiracy;  
18 U.S.C. § 1503(a): Obstruction  
of Justice]

Trial Date: May 13, 2014  
Trial Time: 8:30 p.m.  
Location: Courtroom of the  
Hon. Percy Anderson

21  
22 Plaintiff United States of America, by and through its counsel  
23 of record, the United States Attorney for the Central District of  
24 California and Assistant United States Attorneys Brandon D. Fox,  
25 Lizabeth A. Rhodes, and Margaret L. Carter, hereby files its Witness  
26 List.  
27  
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Government's Witnesses List

The government may call the following witnesses in its case in chief:

1. Robert Bayes, Los Angeles County Sheriff's Department 5/14/14
2. David Royston, Los Angeles County Sheriff's Department 5/14/14
3. Michelle Miller, Los Angeles County Sheriff's Department 5/14/14
4. David Dahle, Federal Bureau of Investigation
5. Charles Kunz, Los Angeles County Sheriff's Department
6. Judy Gerhardt, Los Angeles County Sheriff's Department 5/15/14
7. Michael Rathbun, Los Angeles County Sheriff's Department
8. Yolanda Baines, former contractor with the United States Marshal's Service. 5/15/14
9. Tara Adams, Los Angeles County Sheriff's Department 5/15/14
10. Ryan Ortiz, Los Angeles County Sheriff's Department 5/16/14
11. Anthony Brown
12. Leah Marx, Federal Bureau of Investigation 5/14/14, 5/15/14
13. Anthony Lewis, Assistant United States Attorney<sup>1</sup> 5/15/14

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<sup>1</sup> AUSA Lewis is expected to simply read in the prior sworn testimony by defendant James Sexton.

1 Dated: May 12, 2014

Respectfully submitted,

2 ANDRÉ BIROTTE JR.  
United States Attorney

3 ROBERT E. DUGDALE  
4 Assistant United States Attorney  
Chief, Criminal Division

5  
6 /s/ Brandon D. Fox  
Brandon D. Fox  
7 Elizabeth A. Rhodes  
Margaret L. Carter  
8 Assistant United States Attorneys

9 Attorneys for Plaintiff  
UNITED STATES OF AMERICA  
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6 Attorneys for Defendant  
7 JAMES SEXTON

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 GREGORY THOMPSON, et al.

15 Defendants.  
16  
17

NO. CR 13-819-PA

**DEFENDANT JAMES SEXTON'S  
WITNESS LIST**

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Trial Date: May 13, 2014  
Time: 8:30 a.m.  
Judge: Hon. Percy Anderson

1 In response to the Court's request for a list of witnesses to be read to the  
2 venire, Defendant James Sexton ("Deputy Sexton" ) hereby submits the following  
3 list of witnesses whom Deputy Sexton may call at trial (excluding witnesses whom  
4 Deputy Sexton may call solely for impeachment):

- 5 1. Detective Mark Lillienfeld 5/12/14
- 6 2. FBI SA Carlos Narro 5/16/14
- 7 3. Sheriff Leroy Baca (Ret.)
- 8 4. Deputy Jason Pearson
- 9 ✓ 5. Deputy Ryan Ortiz
- 10 ✓ 6. Deputy Michael Rathbun
- 11 ✓ 7. SA Leah Marx
- 12 8. Lieutenant Steven Leavins
- 13 9. AUSA Lawrence Middleton 5/16/14
- 14 10. Paul Yoshinaga
- 15 11. Michael Gennaco
- 16 12. Steve Martinez (Former FBI Assistant Director in Charge) 5/16/14
- 17 13. Captain William T. Carey 5/19/14
- 18 14. Rebecca Lee
- 19 ✓ 15. Anthony Brown
- 20 16. Peter Norrell
- 21 17. Undersheriff Paul Tanaka (Ret.) 5/16/14, 5/19/14

22 DATED: May 12, 2014

THOMAS P. O'BRIEN  
NICHOLAS J. BEGAKIS  
PAUL HASTINGS LLP

25 By: \_\_\_\_\_ /s/  
26 Nicholas J. Begakis

27 Attorneys for Defendant  
JAMES SEXTON

**United States v. James Sexton**  
**Exhibit List**

No. of Exhibit	Description	Date Identified	Date Admitted
1	Email dated 08/18/11, 10:12 AM, from Gregory L. Thompson to Chris J. Reddington, Roberto E. Bayes, Gerard R. Smith, Jason E. Colon re: Briefing on Brown case	5/14/14	5/14/14
2	Email dated 08/18/11, 1:31 PM, from Gregory L. Thompson to Roberto E. Bayes	5/14/14	5/14/14
3	Email chain ending 08/19/11, 12:05 PM, with email from Gerard R. Smith to Mickey S. Manzo	5/14/14	5/14/14
4	Recording of Anthony Brown Interview 8/19/11	5/14/14	
5	Recording of Anthony Brown Interview 8/19/11 Excerpts	5/14/14	5/14/14
6	Transcript of Anthony Brown Interview 8/19/11 Excerpts	5/14/14	
7	Recording of Anthony Brown Interview 8/23/11	5/14/14	
8	Recording of Anthony Brown Interview 8/23/11 Excerpts	5/14/14	5/14/14
9	Transcript of Anthony Brown Interview 8/23/11 Excerpts	5/14/14	
10	Email chain ending 08/15/11, 11:01:01 AM, with email from Judy A. Gerhardt to Stephen E. Leavins re: FW: Discovery Xerox	5/14/14	5/14/14
11	Email dated 08/30/11, 5:15 PM, from Judy A. Gerhardt to Christopher P. Nee re: FW: FBI Subpoenas	5/14/14	5/14/14

No. of Exhibit	Description	Date Identified	Date Admitted
12	Grand jury subpoenas LASD received from June to October 2011	5/15/14	5/15/14
13	Email chain ending 08/24/11, 10:06:55 AM, with email from Steven G. Spackman to William T. Carey re: Re	5/14/14	5/14/14
14	Email chain ending 08/24/11, 9:39 PM, with email from Gregory L. Thompson to Christopher P. Nee	5/14/14	5/14/14
15	Email dated 08/25/11, 12:45 PM, from Gregory L. Thompson to Custody Captains; Custody Ops Lts, CC: to Custody Commander, MCJ Jail Liason re: Inmate Interviews	5/14/14	5/14/14
16	Email dated 08/24/11, 11:17 PM, from Gerard R. Smith to Carlos Castillo; Noah J. Kirk; Sterling G. Haley; Joseph T. Eiland; Calvin E. Lane Jr.; Justin J. Crumlish; Jason E. Colon; Matthew G. Thompson; James M. Sexton; Michael C. Rathbun; John J. Bonner; Robert W. Staggs, CC: to Mickey S. Manzo; Gregory L. Thompson; David J. Gutierrez, re: Confidential	5/14/14	5/14/14
17	Email chain ending 08/25/11, 9:37 AM, with email from Noah J. Kirk to Gerard R. Smith; Sterling G. Haley; Justin J. Crumlish; Calvin E. Lane Jr.; Joseph T. Eiland; Carlos Castillo; Matthew G. Thompson; Ryan G. Ortiz; Jason W. Pearson; James M. Sexton; Michael C. Rathbun; Robert W. Staggs; John J. Bonner, CC: to Mickey Manzo, re: RE: schedule	5/14/14	5/14/14
18	Federal Court Writ for the Grand Jury Testimony of Anthony Brown, dated 08/25/11	5/14/14	5/14/14
19	Phone records for US Marshal Service fax machines	5/15/14	5/15/14
20	Phone record for LASD Inmate Reception Center fax machine	5/15/14	5/15/14
21	Inmate Release Processing Record for Inmate Anthony Brown, Booking Number 2009547	5/15/14	5/15/14
22	Inmate Case Summary Information Record for Inmate Anthony Brown, Booking Number 2009547		



No. of Exhibit	Description	Date Identified	Date Admitted
23	Copy of Records Jacket for Inmate Anthony Brown, Booking Number 2009547	5/15/14	5/15/14
24	Inmate Total Movement History Record for Inmate Anthony Brown, Booking Number 2009547, printed on 01/19/12	5/15/14	5/15/14
25	INTENTIONALLY LEFT BLANK		
26	INTENTIONALLY LEFT BLANK		
27	Original Calendar Book for 2011, including for 08/22/11 to 08/31/11	5/14/14	5/14/14
28	"Smith, G 431549" Notebook	5/14/14	5/14/14
29	"Daily Activities" Notebook	5/14/14	5/14/14
30	"G" Notebook	5/14/14	5/14/14
31	Booking record for "John Rodriguez," Booking Number 2855633	5/15/14	5/15/14
32	Inmate Information Center Record for "John Rodriguez," Booking Number 2855633	5/15/14	5/15/14
33	Booking record for "Kevin King," Booking Number 2856795	5/14/14	5/14/14
34	"DONE 11-1-11" Notebook	5/14/14	5/14/14

No. of Exhibit	Description	Date Identified	Date Admitted
35	Inmate Information Center Records for "Chris Johnson," Booking Number 2863148	5/15/14	5/15/14
36	Inmate Total Movement History Record for "Chris Johnson," Booking Number 2863148	5/15/14	5/15/14
37	Inmate Information Center Record for Inmate Anthony Brown, Booking Number 2874104, printed on 09/12/11	5/15/14	5/15/14
38	082611 Anthony Brown Inmate Information Center record	5/14/14	5/14/14
39	Email chain ending 08/26/11, 10:50 AM, with email from Gregory L. Thompson to Ralph G. Ornelas and William T. Carey	5/14/14	5/14/14
40	Email chain ending 08/26/11, 10:47:41 AM, with email from Gregory L. Thompson to William T. Carey	5/14/14	5/14/14
41	Email chain ending 08/26/11, 10:56 AM, with email from Gregory L. Thompson to William T. Carey, re: FW: Court Order presented by Federal Officers	5/14/14	5/14/14
42	Handwritten Letter from Inmate Anthony Brown, to Lt. Steve & Capt. Tom, Sgt. Long, Sgt. Grey, dated 09/03/11	5/14/14	5/14/14
43	Handwritten Declaration of Inmate Anthony Brown, AB Declaration re not cooperating with FBI	5/14/14	5/14/14
44	Email chain ending 08/26/11, 9:39 AM, with email from Stephen E. Leavins to Gregory L. Thompson re: Documents for Grand Jury Subpoena	5/14/14	5/14/14
45	Email chain ending 09/09/11, 1:51 PM, with email from Sterling G. Haley to Gerard R. Smith	5/14/14	5/14/14
46	Email chain ending 09/12/11, 6:28 PM, with email from James M. Sexton to Raymond R. Cardenas, CC: to Gregory L. Thompson, David J. Gutierrez, William G. Gilbert; Eliel K. Teixeira; Giovanni A. Paterno; Jason W. Pearson; Mickey S. Manzo; Gerard R. Smith, re: Brown, Anthony #2874104	5/14/14	5/14/14

No. of Exhibit	Description	Date Identified	Date Admitted
47	Email dated 09/13/11, 12:43 PM, from Gerard R. Smith to Carlos Castillo; Jason E. Colon; Justin J. Crumlish; Joseph T. Eiland; Sterling G. Haley; Noah J. Kirk; Calvin E. Lane Jr.; Ryan G. Ortiz; Jason W. Pearson; Michael C. Rathbun; James M. Sexton; Matthew G. Thompson, CC: to Mickey S. Manzo, re: SECURITY DETAIL	5/14/14	5/14/14
48	Sexton Grand Jury Testimony	5/16/14	5/16/14
49	Summary of GJ Subpoenas received	5/15/14	5/15/14
50	Email dated 08/26/11 from Yolanda Baines to Lawrence Middleton	5/15/14	
51	LASD Time Cards for Defendant James Sexton for 08/07/11 to 10/22/11	5/15/14	5/15/14
52	Recording of AB Interview 08/21/11 a.m.	5/14/14	
53	Recording of AB Interview 08/21 11 a.m. excerpts	5/14/14	5/14/14
54	Transcript of 08/21/11 a.m. Recording Excerpts	5/14/14	
55	Summary Emails in LASD System		
56	Email chain dated 9/12/11	5/14/14	5/14/14
57	Robert Bayes – entry/exit log	5/14/14	
61	Video of Agent Marx	5/15/14	5/15/14
62	Inmate total movement history report for John Rodriguez	5/15/14	5/15/14
63	Stipulation re: Grand Jury Testimony	5/16/14	
66	Email from Carey to Leavins	5/19/14	5/19/14
67	ICIB Report	5/19/14	

**DEFENSE TRIAL EXHIBIT LIST****Case Title:** *United States of America vs. Gregory Thompson, et al.***Case No.:** CR 13-819-PA

<b>Ex. No.</b>	<b>Description</b>	<b>Date Identified</b>	<b>Date Admitted</b>
TX200	LASD Organization & Departmental Chart (combined)		
TX201	LASD Departmental Chart		
TX202	9/26/2011 Letter from Leroy Baca to André Birotte		
TX203	JIU/OSJ Cell-Phone Investigation Time Line of Events		
TX204	8/17/2011 Report of Interview of Inmate Anthony Brown from R. Bayes to G. Thompson		
TX205	8/18/2011 CHS Cover Exposed (FBI Form FD-1040a)	5/16/14	
TX206	ICIB/SOG Weekly Activity Reports		
TX207	8/26/2011 Email from G. Thompson to W. Carey regarding Court Order		
TX208	8/31/2011 Email from A. Davis to P. Yoshinaga, and Attached Report regarding Confidential Investigation	5/19/14	
TX209	9/21/2011 LASD Supplementary Report		
TX210	Carey Inbox Emails		
TX211	Carey Sent Emails		
TX212	JIU/OSJ Cell-Phone Investigation Time Line of Events		
TX213	8/29/2011 Email from G. Thompson to M. Manzo and P. Yoshinaga regarding Cellphone Investigation		
TX214	8/29/2011 Email from S. Leavins to P. Yoshinaga attaching Brown Memo		
TX215	9/2/2011 Email from S. Leavins to P. Yoshinaga regarding Legal Issues		
TX216	8/24/2011 Email from G. Smith to J. Sexton, et al., regarding Most Important LASD Investigation		
TX217	LASD Manual 5-07/030.00		
TX218	8/8/11 Incident Report		
TX219	Anthony Brown RAP Sheet		

TX220	Task Force Weekly Report: Septemper 18 to 24, 2011		
TX221	8/18/2011 Email from G. Thompson to R. Bayes regarding Anthony Brown		
TX222	9/12/2011 Email from J. Sexton to R. Cardenas regarding Anthony Brown In-Custody Release		
TX223	8/25/2011 Email from S. Martinez to L. Baca regarding MCJ		
TX224	8/18/2011 Email from G. Smith to M. Manzo regarding Transcript of Call Between Anthony Brown and FBI		
TX225	8/17/2011 Email from R. Ornelas to G. Hosac regarding Inmate Brown Allegation		
TX226	8/18/2011 Email from G. Smith to R. Bayes regarding Anthony Brown's Discipline Reports		
TX227	8/24/2011 Email from P Tanaka to G. Thompson regarding Federal Complaint		
TX228	8/24/2011 Email from P. Tanaka to G. Thompson regarding FBI Investigation		
TX229	8/30/2011 Email from P. Tanaka to G. Thompson regarding FBI Interview Request		
TX230	8/18/2011 Email from S. Martinez to L. Baca regarding Phone Call		
TX231	8/25/2011 Email from T. Delaney to S. Martinez regarding CR Case		
TX232	8/30/2011 Email from C. Narro to M. Moon regarding Withdrawal of Writ		
TX233	8/31/2011 Email from T. Delaney to M. Moon regarding FBI Agents and Copying Credentials		
TX234	9/9/2011 Email from T. Delaney to S. Martinez regarding LASD Talking Points		
TX235	9/26/2011 Email from T. Delaney to S. Martinez regarding Cellphone Talking Points		
TX236	8/19/2011 Email from G. Smith and M. Manzo regarding Anthony Brown Recorded Call on Global Tell		

TX237	9/27/2011 Email from S. Martinez to A. Birotte regarding LA Times Article		
TX238	11/9/2011 Email from R. Clark to S. Martinez regarding LASD		
TX239	11/21/2011 Email from S. Martinez to P. Raimondi regarding LASD Potential Policy		
TX240	8/24/2011 Email from L. Farrar to L. Middleton regarding Writ	5/16/14	5/16/14
TX241	8/18/2011 Email from V. Cockrell to P. Angelini regarding Chain of Command		
TX242	9/27/2011 Email from A. Montero to S. Martinez, et al., regarding State Prosecution		
TX243	9/28/2011 Email from T. Delaney to L. Marx, et al., regarding Final Statement		
TX244	9/27/2011 Email from L. Eimiller to C. Narro et al., regarding AP Article		
TX245	8/23/2011 Email from L. Middleton to L. Rhodes et al., regarding Writ	5/16/14	5/16/14
TX246	8/30/2011 Email from M. Moon to T. Delaney regarding LASD Matter		
TX247	Anthony Brown Handwritten Notes Dates 8/29/2011		
TX248	8/15/2011 FBI Request for Interim Authorization		
TX249	July 2010 FBI Law Enforcement Bulletin		
TX250	9/27/2011 Investigative Timeline		
TX251	9/27/2011 Email from C. Narro to M. Moon et al., regarding Investigative Timeline		
TX252	9/9/2011 CHS Reporting Document (FBI Form FD-1023)		
TX253	8/31/2011 Email from V. Bottom to B. Fitzpatrick regarding LASD Investigation		
TX254	12/19/2013 FBI Memorandum regarding Meeting between AUSA L. Middleton, SSA C. Narro, and M. Gennaco		
TX255	2/25/2014 FBI Memorandum regarding Notes of 9/9/2011 Call		

	with M. Gennaco		
TX256	9/12/2011 Email from C. Rhambo to P. Tanaka et al., regarding Patio		
TX257	5/12/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 11410)		
TX258	5/17/2010 Text Message between J. Sexton to P. Hampel (Instant Message: 5363)		
TX259	5/17/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5365)		
TX260	5/18/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5375)		
TX261	7/24/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5389)		
TX262	7/25/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5395)		
TX263	7/25/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5397)		
TX264	7/25/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5394)		
TX265	9/4/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5406)		
TX266	9/4/2012 Text Message between J. Sexton to P. Hampel (Instant Message: 5409)		
TX267	Anthony Brown Letter to USAO and Exhibits in Support of Credibility		
TX268	July 2010 FBI Bulletin: Cellphones as Prison Contraband	5/15/14	
TX269	10/13/2011 FBI UIA regarding Drugs in Jail (FBI Form FD-1040a)		
TX270	MARX'S FBI 302 REPORT	5/15/14	
TX271	Middleton Notes		
TX272	7/4/2011 Martinez Email to J. Sexton	5/16/14	
TX273	LASD Manual 3-01	5/16/14	5/16/14
TX274	1/4/2012 Video – Sheriff Baca		
TX275	Sheriff Baca Good Day LA Video Clip		